

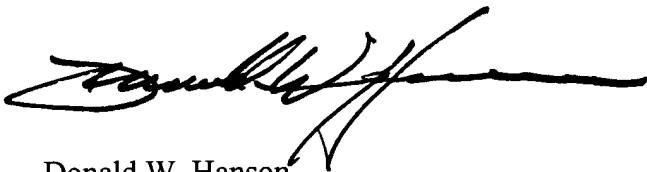
REMARKS

The above amendment is submitted to cancel claims 9 and 10 as to these claims have been cancelled under Article 19 in the international application. A copy of translation of the amendment to the claims under PCT Article 19 is enclosed. Early and favorable action is awaited.

In the event there are any additional fees required, please charge our Deposit Account No. 01-2340.

Respectfully submitted,

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Date October 22, 2001

World Intellectual Property Organization  
PCT Administration Division  
34 Chemin des Colombettes  
1211 GENEVE 20  
Switzerland

"Amendment of the claimes under Article 19(1)(Rule 46)"

Re: International Application No. PCT/JP01/04505  
Applicant: SANYO ELECTRIC CO., LTD. et al  
Agent: Shiro NAKAJIMA  
International filling Date: 29.05.01

Dear Sir.

The Applicant, who received the International Search Report relating to the above identified International Application transmitted on 29.05.01, hereby files amendment under article 19(1) as in the attached sheets.

Further claims 9 and 10 are canceled. Other claims are remain unchanged.

Very trury yours,

Shiro Nakajima  
Shiro NAKAJIMA

Attachment:

(1) Amemdment under Article 19(1)

1 sheet

6. The fuel cell of Claim 5, wherein

the carbon particles of the first layer are made of

(i) furnace black or

(ii) furnace black mixed with acetylene black, expanded graphite, fibrous graphite, or any combination thereof, and

the carbon particles of the second layer are made of

(i) acetylene black or

(ii) acetylene black mixed with furnace black.

7. The fuel cell of Claim 6, wherein

the carbon particles of the first layer have an average specific surface area ranging from 100 m<sup>2</sup>/g to 1000 m<sup>2</sup>/g inclusive, and

the carbon particles of the second layer have an average specific surface area of less than 100 m<sup>2</sup>/g.

8. The fuel cell of Claim 1, wherein

the cathode-side gas diffusion layer, made up of the first and second layers, has a water retention capacity ranging from 0.5 mg/cm<sup>2</sup> to 1.5 mg/cm<sup>2</sup> inclusive, and a water retention density ranging from 0.05 g/cm<sup>3</sup> to 0.5 g/cm<sup>3</sup> inclusive.

9. (cancelled)

10. (cancelled)